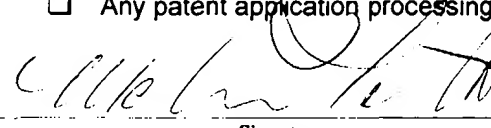
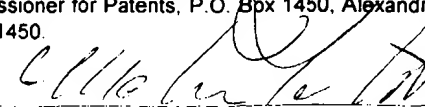
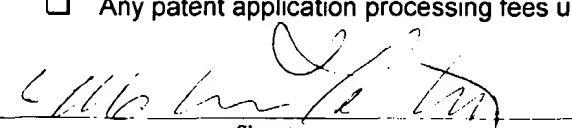
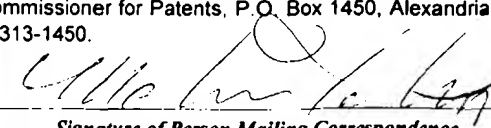


1617

<b>AMENDMENT TRANSMITTAL LETTER (Small Entity)</b>				Docket No. <b>H&amp;U104</b>	
Applicant(s): <b>NEVERMANN et al.</b>					
Serial No. <b>09/831,216</b>	Filing Date <b>April 27, 2001</b>	Examiner <b>M. Bajar</b>	Group Art Unit <b>1617</b>		
Invention: <b>Agent for Repelling and Inactivating Pathogenic Organisms of Plants</b>					
<u>TO THE COMMISSIONER FOR PATENTS:</u>					
Transmitted herewith is an amendment in the above-identified application.					
<input type="checkbox"/> Small Entity status of this application has been established under 37 CFR 1.27 by a verified statement previously submitted.					
<input type="checkbox"/> A verified statement to establish Small Entity status under 37 FR 1.27 is enclosed.					
The fee has been calculated and is transmitted as shown below.					
<b>CLAIMS AS AMENDED</b>					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	12 -	20 =	0 x	\$9.00	\$0.00
INDEP. CLAIMS	2 -	3 =	0 x	\$43.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>
 <input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. <b>500867</b> <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.					
 _____ Signature			Dated: <b>October 16, 2003</b>		
<b>Marlana Titus, Reg. No. 35,843</b> <b>Nash &amp; Titus, LLC</b> <b>3415 Brookeville Road</b> <b>Suite 1000</b> <b>Brookeville, MD 20833</b> <b>(301) 762-8214 or (301) 924-9500</b>			<div style="font-size: small;">I certify that this document and fee is being deposited on <b>October 16, 2003</b> with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</div> <div style="text-align: center; margin-top: 20px;"> _____ Signature of Person Mailing Correspondence</div> <div style="text-align: center; margin-top: 10px;"><b>Marlana Titus</b> _____ Typed or Printed Name of Person Mailing Correspondence</div>		
CC:					

<b>AMENDMENT TRANSMITTAL LETTER (Small Entity)</b> Applicant(s): NEVERMANN et al.				Docket No. <b>H&amp;U104</b>	
Serial No. <b>09/831,216</b>	Filing Date <b>April 27, 2001</b>	Examiner <b>M. Bajar</b>	Group Art Unit <b>1617</b>		
Invention: <b>Agent for Repelling and Inactivating Pathogenic Organisms of Plants</b>					
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Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>
<input checked="" type="checkbox"/> No additional fee is required for amendment.					
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<input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed.					
<input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. <b>500867</b>					
<input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16.					
<input type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.					
 _____ <i>Signature</i>			Dated: <b>October 16, 2003</b>		
<b>Marlana Titus, Reg. No. 35,843</b> <b>Nash &amp; Titus, LLC</b> <b>3415 Brookeville Road</b> <b>Suite 1000</b> <b>Brookeville, MD 20833</b> <b>(301) 762-8214 or (301) 924-9500</b>			I certify that this document and fee is being deposited on <b>October 16, 2003</b> with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.   _____ <i>Signature of Person Mailing Correspondence</i>  <b>Marlana Titus</b> _____ <i>Typed or Printed Name of Person Mailing Correspondence</i>		
CC:					



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of

NEVERMANN, et al.

Group Art Unit: 1617

Application No. 09/831,216  
US national app. of PCT/EP99/07151

Examiner: M. Bajar

Filed: April 27, 2001

For: AGENT FOR REPELLING AND INACTIVATING PATHOGENIC  
ORGANISMS OF PLANTS

\* \* \* \* \*

October 16, 2003

RESPONSE

Hon. Commissioner of Patents  
And Trademarks  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Responsive to the Office Action dated July 16, 2003, in connection with the  
above-identified application, please consider the following remarks.

REMARKS

Reconsideration and allowance of the subject application are respectfully  
requested.

In the July 16 Office Action the Examiner has maintained the rejection of all  
pending claims 11-22 as obvious over Moberg WO 96/11572, German patent DE OS  
3227126 and German patent DE OS 3229097. Essentially, the Examiner's assessment of  
this art is that the German references teach a combination of anionic surfactants, aliphatic  
and aromatic carboxylic acids to kill viruses/bacteria/fungi, but do not teach the inclusion